



461219

INTEROFFICE MEMORANDUM

TO: NEFERTITI DICOSMO
FROM: MICHELLE KERR
SUBJECT: TRANSFER OF CHEMETCO SUPERFUND SITE
DATE: APRIL 15, 2013
CC: FILE

An outline of active tasks and items of note is below.

I. Tom Martin, the site attorney, and I were working to **lodge the consent decree** and then immediately open RI/FS negotiations. (Based on what we've heard from the PRP Group, we believe this strategy gives us leverage in reaching an AOC settlement.)

Planned for April.

A. Removal CD sent to Wetlands, RCRA, and Superfund Divisions branch chiefs for review 3/20/13. Parties = US, IL, Estate of Chemetco, Paradigm (bona fide prospective purchaser, BFPP)

1. Due diligence information received from Paradigm on sales of unprocessed materials sent 3/23, 26/13 for OGC consultation in preparation for SFD management briefing
2. Reprocessing and Unprocessed Sales work plans ready for approval Remedial/Removal SFD 3/15, 18/13
3. Paradigm may have a counterproposal on one financial provision that may need resolution.

B. Action memo for time critical removal action ready for sign-off.

II. **Moving forward with PRP Data Group** to sharing transactional records and collaborate to a certain extent on building a "Materials-In Database" ultimately for use in liability/cost allocation and identifying additional PRPs. **Ongoing.**

A. EPA/PRP meeting held 4/4/13, released data responsive to their follow up request as we discussed.

III. Issue Special Notice Letters to kick-start AOC negotiations [liability criteria = suppliers of materials of interest (MOI, materials excluded from the definition of scrap metal and materials containing plastic) to the Hartford site.] **Planned for April.**

- A. Cross-check list with (revised) list of long-term suppliers
- B. Address verification for letter recipients
- C. Administrative (package preparation and mailing)
- D. Toeroek maintains the correspondence tracking database, so email Ann Anderson and Sara Habert a copy of everything.

IV. Other aspects

Interim Order

Parties = IL, Estate of Chemetco

Asset liquidation in environmentally responsible manner

In effect until CD takes over, numerous work plans completed

Consent Decree

See above. Resolves RCRA, CWA claims, gives CERCLA covenant to Trustee & BFPP, implements time critical removal action of storm water management control and site security measures. Reprocessing slag at the site is an ancillary activity to this.

Press interest

An author recently submitted an extensive list of questions to EPA about the Chemetco site. HQ OPA, Stacy Kika, is the lead coordinator. R5 wrote and coordinated responses, they are currently in review in R5 OPA. R5 OPA is to forward them to Ms. Kika when complete.

Weekly case meeting

Tuesday, 1:30 pm, room 612

Status sheets

Site charging codes

B5HB, numerous set up (CR, NS, NG, TA, CO, SW), all are site-wide

Use NG only for consent decree negotiations

Use TA only for oversight of Paradigm or Estate work. Terms of the CD depend on separating out these charges so they can be billed to Paradigm/Estate.

Files

L:/SF/Chemetco—these are shared with the enforcement team.

The desk files are in the folder:

L:/SF/Chemetco/Transfer Chemetco Files due to size. Please confirm you've copied it to your hard drive, by Wednesday, April 17.